



Entered on Docket
September 23, 2011

A handwritten signature in dark ink, appearing to read "Linda B. Riegle".

Hon. Linda B. Riegle
United States Bankruptcy Judge

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Attorneys for USACM Liquidating Trust

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:

USA COMMERCIAL MORTGAGE
COMPANY,

Debtor.

Case No. BK-S-06-10725-LBR
Chapter 11

**Order Sustaining Fifth Omnibus Objection
Of USACM Trust To Proofs Of Claim
Based In Part Upon Investment In
Fiesta/USA Stoneridge Loan**

Hearing Date: August 30, 2011
Hearing Time: 10:30 a.m.

The Court having considered the "Fifth Omnibus Objection Of USACM Trust To Proofs Of Claim Based In Whole or In Part Upon Investment in Fiesta/USA Stoneridge Loan," ("Fiesta/USA Stoneridge Loan") [DE 8687] (the "Objection"); the Court having heard the Objection on August 30, 2011; appropriate notice of the Objection having been given; no response to the Objection having been filed; the Court noting on the record

1 that the disallowance of the Claims listed on **Exhibit A** does not affect the direct lenders'
2 right to repayment by the borrower or from the collateral securing the Fiesta/USA
3 Stoneridge Loan; and good cause appearing:

4 **IT IS ORDERED** that:

- 5 1. The Objection [DE 8687] is sustained; and
6 2. The claims listed on **Exhibit A** attached are disallowed to the extent those
7 claims are based upon an investment in the Fiesta/USA Stoneridge Loan.
8

9 PREPARED AND RESPECTFULLY SUBMITTED BY:

10 **LEWIS AND ROCA LLP**
11

12 By /s/ John Hinderaker (AZ #018024)

13 Robert M. Charles, Jr.

14 John Hinderaker (*pro hac vice*)

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LOCAL RULE 9021 CERTIFICATION

In accordance with LR 9021, counsel submitting this document certifies that the order accurately reflects the court's ruling and that (check one):

_____ This Court has waived the requirement set forth in LR 9021(b)(1).

XXX No party appeared at the hearing or filed an objection to the motion.

_____ I have delivered a copy of this proposed order to all counsel who appeared at the hearing, and any unrepresented parties who appeared at the hearing, and each has approved or disapproved the order, or failed to respond, as indicated below [list each party and whether the party has approved, disapproved, or failed to respond to the document]:

Counsel appearing: _____

_____ I certify that this is a case under Chapter 7 or 13, that I have served a copy of this order with the motion pursuant to LR 9014(g), and that no party has objected to the form or content of the order

U.S. Trustee: _____	
<input type="checkbox"/> approved the form of this order	<input type="checkbox"/> disapproved the form of this order
<input checked="" type="checkbox"/> waived the right to review the order and/or	<input type="checkbox"/> failed to respond to the document
Other Party: _____	
<input type="checkbox"/> approved the form of this order	<input type="checkbox"/> disapproved the form of this order
<input type="checkbox"/> waived the right to review the order and/or	<input type="checkbox"/> failed to respond to the document

Submitted by:
LEWIS AND ROCA LLP

By: /s/ John Hinderaker. (AZ #018024)
Attorneys for USACM Liquidating Trust

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**USACM Trust
Fiesta Stoneridge
Multiple Loan Claims**

Claim	Date Claim was Filed	Name	Address	Total Claim Amount	Approximate Amount Subject to Objection Because it Relates to an Investment In the Fiesta USA/Stoneridge Loan
10725-01958	1/10/2007	Stricker, Lesley	4 Stanley St Pleasantville, NY 10570	206,760.87	25,000.00
10725-02191	1/12/2007	Tds Revocable Family Trust Dtd 9/29/98	T Dwight & Bonnie J Sper Ttees 1005 Cypress Ridge Ln Las Vegas, NV 89144-1425	1,778,674.00	25,000.00
10725-01581	12/8/2006	Teeter Ira Rollover, Louise	5301 Beethoven Street, Suite 160 Los Angeles, CA 90066	197,814.00	13,750.00
10725-01283	11/10/2006	X Factor Inc	4012 South Rainbow Boulevard Suite D92 Las Vegas, NV 89103-2010	Unknown	Unknown
10725-00719	10/25/2006	Yonai Trustee, Gregory D	1982 Country Cove Ct Las Vegas, NV 89135-1552	22,896.16	5,923.93
10725-00983	10/27/2006	Yonai Trustee, Gregory D	1982 Country Cove Ct Las Vegas, NV 89135-1552	22,896.16	5,923.93
10725-00441	10/5/2006	Zoe Brown 1989 Family Trust	C/O Zoe Brown Teee 2877 Paradise Rd #803 Las Vegas, NV 89109	75,000.00	25,000.00
10725-02192	1/12/2007	Zoe Brown 1989 Family Trust	c/o Zoe Brown Trustee 2877 Paradise Road, Unit 803 Las Vegas, NV 89109-5244	Unknown	Unknown

EXHIBIT A